



THE ERIE COUNTY LEGISLATURE

Session No. 16
September 20, 2007

Lynn M. Marinelli
Chairperson

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Kozub

PLEDGE OF ALLEGIANCE – Mr. Kennedy

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

IANNELLO	In Remembrance of James J. Coad
IANNELLO	Congratulating Patrick Welch on Being Elected to Vietnam Veterans National Board
IANNELLO	Memorial Resolution for Randall and Rosanne Burgio
IANNELLO	Congratulating Elonora Tiffany for Her 104th Birthday on 9/19/07
MARINELLI	Recognizing the 80th Anniversary of Mount St. Mary Academy and Proclaiming 9/8/07 as "Mount Saint Mary's Day"
MARINELLI	Recognizing 9/16/07 - 9/22/07 as National Adult Day Services Week
KOZUB	Honoring Seneca Plumbing and Heating Supply Upon Celebrating Their 75th Anniversary on 9/17/07

LOCAL LAWS

REFERENCE

LL INT 4-1 6/12/2006	KONST, IANNELLO & LOCKLEAR	A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Legislators	Government Affairs
LL INT 5-1 6/16/2006	KONST, IANNELLO & LOCKLEAR	A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Executive	Government Affairs

LL INT 6-1 7/19/2006	LOCKLEAR, KONST, RANZENHOFER, MILLS & WEINSTEIN	A LL Amending Article III of the EC Charter to Redefine the Positions of County Executive and Deputy County Executive in the Spirit of Charter Revision Commission Recommendations	Government Affairs
LL INT 8-1 9/11/2006	RANZENHOFER, WEINSTEIN, MILLS	A LL Requiring Businesses to Verify that their Employees are Legally Eligible to be Employed in the USA & EC	Economic Development
LL INT. 1-1 1/16/2007	MILLS, RANZENHOFER & WEINSTEIN	A LL Requiring Elected Officials to Resign From Office Upon Being Convicted of a Misdemeanor or Felony	Personnel
LL INT. 3-2 6/28/2007	IANNELLO, MARINELLI, REYNOLDS, KONST, LOUGHRAN, LOCKLEAR, RANZENHOFER, MILLS and WEINSTEIN	A LL Amending Article II, Section 202 of Local Law No. 7-2007, Known as the Erie County Charter	Government Affairs
LL INT. 7-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
LL INT. 8-1 7/18/2007	IANNELLO, KONST, REYNOLDS & MILLS	Taxpayer Protection Law	Government Affairs
LL INT. 9-1 7/14/2007	RANZENHOFER & WEINSTEIN	A LL to Amend the Erie County Charter in Relation to the Establishment of a Dedicated Amount of Annual Funding for Highways and Bridges Within Erie County	

COMMITTEE REPORTS

REPORT NO. 12 FINANCE & MANAGEMENT COMMITTEE

REPORT NO. 9 COMMUNITY ENRICHMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

INTRO 16-1 IANNELLO, REYNOLDS,
KONST, LOUGHRAN,
MARINELLI Designating 10th District Legislator to Erie County Greenway Fund Standing Committee

INTRO 16-2 GRANT, KENNEDY,
LOCKLEAR, MARINELLI
& MAZUR Providing Dedicated Funding for the Arts and Cultural in Erie County to Ensure Viability of Arts and Cultural as an Economic Engine for Erie County

INTRO 16-3 REYNOLDS Increase Use of Solar Power in Erie County

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

COMM. 16E-1	COMPTROLLER	Certificate of Determination - Relative to the Terms, Form and Details of a Statutory Installment Bond in the Principal Amount of \$5.374 Million to be Designated EFC Sewer System Statutory Installment Bond-2007A	R&F
COMM. 16E-2	COMPTROLLER	Copy of Letter to ECFSA Chair: July 17, 2007 ECFSA Request for Cost Data	Finance & Management
COMM. 16E-3	COUNTY EXECUTIVE	Copy of Letter to ECFSA Chair: Capital Borrowing	Finance & Management
COMM. 16E-4	COMPTROLLER	Interim Financial Report - For the Six Months Ended June 30, 2007	Finance & Management
COMM. 16E-5	COMPTROLLER	Erie County's 2008 Capital Obligation for ECMCC - Bond Resolution	Finance & Management
COMM. 16E-6	COUNTY EXECUTIVE	Notice of Public Hearing - Erie County Sewer Districts - 2008 Assessment Rolls	Energy & Environment
COMM. 16E-7	WHYTE	Copy of Letter to Editor Re: Parks	Energy & Environment

COMM. 16E-8	COMPTRROLLER	Audit of the Dept. of Law - Risk Retention Fund & Professional Services Contracts and Fees Accounts for the Period Jan 1, 2005 to December 31, 2006	Government Affairs
COMM. 16E-9	COMPTRROLLER	Audit of ECMCC	Health
COMM. 16E-10	COMPTRROLLER	Review of Revenues Derived From Erie County's Sales Tax and the Sharing Thereof With Other Entities	Finance & Management
COMM. 16E-11	COMPTRROLLER	Erie County's Financial Position for the First Eight (8) Months of FY2007	Finance & Management
COMM. 16E-12	MARINELLI	Appointment to the Finance & Management/Budget Committee	RFP
COMM. 16E-13	COMPTRROLLER	Bond Resolution - Authorizing the Payment of 2007 Costs From a Judgment Against the County in the Case of ECMCC V. County of Erie	Finance & Management
COMM. 16E-14	COUNTY EXECUTIVE	Senior Services - Authorization to Amend the LTCOP, Senior Aides and Senior Employment Grant Budgets	Human Services
COMM. 16E-15	COUNTY EXECUTIVE	Appointment to Erie County Fisheries Advisory Board	Energy & Environment
COMM. 16E-16	COUNTY EXECUTIVE	Appointment to Erie County Board of Ethics	Government Affairs
COMM. 16E-17	COUNTY EXECUTIVE	Appointment to ECC Board of Trustees	Community Enrichment
COMM. 16E-18	COUNTY EXECUTIVE	4-Year Successor Agreement - Administrator's Association of ECC	Community Enrichment
COMM. 16E-19	COUNTY EXECUTIVE	Social Services - Integrated Domestic Violence Court Advocate	Human Services
COMM. 16E-20	COUNTY EXECUTIVE	ECSD Nos. 2 & 6 - Preliminary Design Activities for Energy & Efficiency Upgrades at Wastewater Treatment Facilities	Energy & Environment
COMM. 16E-21	COUNTY EXECUTIVE	Social Services - Preventive Services Contract Expansion	Human Services
COMM. 16E-22	COUNTY EXECUTIVE	Social Services - Compeer Mentoring Program	Human Services
COMM. 16E-23	COUNTY EXECUTIVE	Social Services - Expansion of Youth Development Delinquency Prevention Contracts	Human Services
COMM. 16E-24	COUNTY EXECUTIVE	Social Services - Professional Services Contracts and Fees Budget Transfer	Human Services

COMM. 16E-25	COUNTY EXECUTIVE	Social Services - Medicaid Mobility Management Contract	Human Services
COMM. 16E-26	COUNTY EXECUTIVE	ECSD No. 2 - Herr Rd., Buffalo Beach and Shorecliff - Pumping Station Modification Project	Energy & Environment
COMM. 16E-27	COUNTY EXECUTIVE	WNY Stormwater Coalition - Stormwater Management Software	Energy & Environment
COMM. 16E-28	COUNTY EXECUTIVE	Funding for Rail Road Relocation Design and Engineering on the Former Bethlehem Steel Site	Energy & Environment
COMM. 16E-29	COUNTY EXECUTIVE	Abandonment of State Roads and Bridge to Erie County	Economic Development
COMM. 16E-30	COUNTY EXECUTIVE	DPW - Como Park Blvd., William St., Dingens St. - Town of Cheektowaga - Request to Enter Into an Agreement With The Town of Cheektowaga	
COMM. 16E-31	COUNTY EXECUTIVE	DPW - Transfer of Ownership of "Evans Center" Road Sign	Economic Development
COMM. 16E-32	COUNTY EXECUTIVE	ECSDs 1-6 & 8 - Section 270/271 Resolutions	Energy & Environment
COMM. 16E-33	COUNTY EXECUTIVE	Semi-Annual Attendance Records - Board of Managers	Energy & Environment
COMM. 16E-34	COUNTY EXECUTIVE	Notice of Public Hearing - Erie County Sewer Districts - 2008 Assessment Rolls	Energy & Environment
COMM. 16E-35	COUNTY EXECUTIVE	Notice of Adoption - Erie County Sewer Districts - 2008 Assessment Rolls	Energy & Environment
COMM. 16E-36	COUNTY EXECUTIVE	Revocable Permit Between Erie County and NYS Electric and Gas Corporation	Energy & Environment
COMM. 16E-37	COUNTY EXECUTIVE	ECSD No. 6 - Storm Sewer Rules and Regulations	Energy & Environment
COMM. 16E-38	COUNTY EXECUTIVE	ECSD No. 6 - Intermunicipal Agreement Between Erie County/ECSD No. 6 & the City of Lackawanna	Energy & Environment
COMM. 16E-39	COUNTY EXECUTIVE	ECSD No. 3/8 - 2007 Budget - Transfer of Funds	Energy & Environment
COMM. 16E-40	COUNTY EXECUTIVE	PILOT Agreement for Seneca Street Special Needs, Single Room Occupancy	Economic Development
COMM. 16E-41	COUNTY EXECUTIVE	Appointments/Reappointments to the Erie County Fire Advisory Board	Public Safety

COMM. 16E-42 COUNTY EXECUTIVE 18 Mile Creek Cooperative Agreement with NYSDEC

COMMUNICATIONS FROM THE DEPARTMENTS: **REFERENCE**

COMM. 16D-1	COUNTY ATTORNEY	Codification of the Legislation of Erie County	Government Affairs
COMM. 16D-2	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 16D-3	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 16D-4	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 16D-5	BUDGET DIRECTOR	BMR for Period Ending 6/30/07	Finance & Management
COMM. 16D-6	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 16D-7	REAL PROPERTY TAX DIRECTOR	Copy of Memo to All School Districts Re: 2007-2008 School Tax Bills	R&F
COMM. 16D-8	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	R&F
COMM. 16D-9	COUNTY ATTORNEY	Local Law No. 4-2007	RFP
COMM. 16D-10	COUNTY ATTORNEY	Local Law No. 5-2007	RFP
COMM. 16D-11	COUNTY ATTORNEY	Local Law No. 6-2007	RFP
COMM. 16D-12	BUDGET DIRECTOR	XSPAND Contract	Finance & Management
COMM. 16D-13	BUDGET DIRECTOR	BMR for Period Ending 7/30/07	Finance & Management
COMM. 16D-14	ECC	ECC Law Enforcement/Police Academy	Public Safety
COMM. 16D-15	COUNTY ATTORNEY	Audit of the Risk Retention Fund and Professional Services Contract and Fees Accounts for the Period 1/1/05 - 12/31/06	Government Affairs
COMM. 16D-16	BUDGET, MANAGEMENT & FINANCE	XSPAND Contract	Finance & Management
COMM. 16D-17	PUBLIC WORKS	Notice from Town of Sardinia - Poor Conditions of County Roads	Economic Development
COMM. 16D-18	BECPL	Proposed Agenda for 9/20/07	R&F

<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE</u>
COMM. 16M-1	BAR ASSN. - AID TO INDIGENT PRISONERS SOCIETY INC - ASSIGNED COUNSEL PROGRAM	Resolution 233 of May 6, 1975	R&F
COMM. 16M-2	NFTA	NFTA - Compliance W/ FOIL Requirements - Audit Report 2007-S-43	R&F
COMM. 16M-3	ECIDA	Notice of Board of Directors Meeting	R&F
COMM. 16M-4	STATE BOARD OF REAL PROPERTY SERVICES	List of Certified 2007 State Equalization Rates	R&F
COMM. 16M-5	STATE BOARD OF REAL PROPERTY SERVICES	List of Certified 2007 State Equalization Rates	R&F
COMM. 16M-6	STATE BOARD OF REAL PROPERTY SERVICES	List of Certified 2007 Class Equalization Rates	R&F
COMM. 16M-7	NIAGARA ERIE REGIONAL COALITION	Funding for Group	Finance & Management
COMM. 16M-8	BUFFALO NIAGARA CVB	Buffalo Architecture & Art Destination Marketing Initiative Six-Month Report	Community Enrichment
COMM. 16M-9	NFTA	Board Minutes for 6/25/07 Meeting	R&F
COMM. 16M-10	STATE BOARD OF REAL PROPERTY SERVICES	List of Certified 2007 State Equalization Rates	R&F
COMM. 16M-11	LEGAL AID BUREAU	Monthly Reports and Monthly Activity Reports for 7/2007	R&F
COMM. 16M-12	COLLINS TOWN BOARD	Certified Reso Re: County Roads	R&F
COMM. 16M-13	NYS SENATOR RATH	Receipt of Resolution	R&F
COMM. 16M-14	ERIE COUNTY SOIL & WATER CONSERVATION DISTRICT	Forest Lands Resource Management Proposal	Energy & Environment
COMM. 16M-15	NFTA	17A Report and the Capital Expenditure Reports for the 1st Quarter of FY Ending 3/31/08	R&F
COMM. 16M-16	NEWSTEAD TOWN BOARD	Certified Resolution Re: Crittenden Road Bridge	R&F
COMM. 16M-17	BOARD OF HEALTH	Notice of Meeting	R&F
COMM. 16M-18	ASSEMBLYMEMBER MIKE COLE	Receipt of Certified Resolution	R&F
COMM. 16M-19	COLUCCI & GALLAHER, PC.	Erie County Medical Center Corporation	Health

COMM. 16M-20	BRANT TOWN BOARD	Certified Resolution Re: County Roads	R&F
COMM. 16M-21	TOWN OF ALABAMA	Notice of Public Hearing	R&F
COMM. 16M-22	NFTA	NFTA Board Minutes	R&F
COMM. 16M-23	ECIDA	Notice of Board of Directors Meeting	R&F
COMM. 16M-24	NYS DEPT. OF AGRICULTURE & MARKETS	EC Agriculture District No. 9	Energy & Environment
COMM. 16M-25	BUFFALO - ASSESSMENT & TAXATION	Special Charge Roll	R&F
COMM. 16M-26	TOWN OF PENBROKE	Notice of Public Hearing	R&F
COMM. 16M-27	ECFSA	Copy of Resolution Re: Calling Upon Erie County to Request ECFSA Issuance of Bonds to Finance County Capital Expenditures	Finance & Management
COMM. 16M-28	NIAGARA ERIE REGIONAL COALITION	Agenda for 9/7/07 Meeting	R&F
COMM. 16M-29	LEGAL AID BUREAU	Monthly Reports and Monthly Activity Report for 8/07	R&F
COMM. 16M-30	TOWN OF WALES	Certified Resolution Re: Urging Erie County to Perform Annual Normal Road Maintenance	R&F
COMM. 16M-31	ASSN. OF ERIE COUNTY GOVERNMENTS	Certified Resolution Re: Support of Sharing \$12.5 Million From the Additional One Percent Sales Tax	R&F
COMM. 16M-32	NYSDEC	Erie County Agricultural District Nos. 2, 6, 8, 12 & 15	Energy & Environment

MEMORIAL RESOLUTIONS:

ADJOURNMENT: